

Revised 05/01 WDNY

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**David McCane

(Name of Plaintiff or Petitioner)

Correction Officers D. Wilkowski, Masucci, T. Buan,
and Flinch, Hillman, and Sergeant Appleberry

(Name of Defendant(s) or Respondent(s))

**MOTION TO PROCEED *IN FORMA PAUPERIS*
AND SUPPORTING AFFIRMATION**

-CV-

I, David McCane, (print or type your name) am the plaintiff/petitioner in the above-entitled case and hereby request the Court's permission to proceed *in forma pauperis*.

In support of my motion to proceed without being required to prepay fees, costs, or give security therefor, I state that because of my poverty I am unable to pay the costs of this action or to give security therefor and that I believe I am entitled to redress.

I further declare that the responses which I have made in this affirmation below are true.

1. Are you presently employed? Yes No ✓

My Employer's Name and Address is: _____

My Gross Monthly Wages are: \$

If you are not presently employed, state

Your Last Date of Employment: Have never been employed

Your Gross Monthly Wages at that time: _____

Is your spouse presently employed? Yes No N/A NOT MARRY

My Spouse's Employer's Name and Address is: _____

My Spouse's Gross Monthly Wages are \$ _____

2. Have you received **any money** from any of the following sources within the past twelve months:

a. Business, profession or self-employment? Yes No

If yes, state **source and amount received** per month \$ _____

b. Rent payments, interest or dividends? Yes No

If yes, state **source and amount received** per month \$ _____

c. Pensions, annuities, disability, or life insurance payments? Yes No

If yes, state **source and amount received** per month \$ _____

d. Gifts or inheritances? Yes No

If yes, state **source and amount received** per month \$ _____

e. Child Support? Yes No

If yes, state **amount received** each month \$ _____

f. Government Benefits (Social Security, SSI, Welfare, AFDC, Veterans, etc.)? Yes No

If yes, state **source and amount received** per month \$ _____

g. Friends, Relatives or any other source? Yes No

If yes, state **source and amount received** per month \$ anytime they have extras

If you have **not** received any money from any of the above sources, please explain how you are currently paying your expenses:

3. What is your total gross monthly income today: \$

4. How much cash do you have on hand? \$

5. How much money do you have in a **checking account(s)**? \$ 0

6. How much money do you have in a **savings account(s)**? \$ 0

7. If you are an inmate of a correctional facility, state the amount of funds in your inmate account (NOTE: prisoners must have inmate account balances certified by an authorized official of the correctional facility and must include a signed Authorization for payment of the filing fee): 0

8. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? Yes No If so, **describe** the property in detail and give an **estimated value** of the property: _____

If you own property, are you paying off a **loan or mortgage** on it? Yes No
If yes where are you obtaining the money to make such payments: _____

9. If you are not an inmate, state your **total monthly household expenses**:
Rent or mortgage \$ 3000 Food \$ 600 Utilities \$ 0 All other expenses \$
If your monthly expenses exceed the amount of income you listed in # 3 above, please explain how you are paying your expenses
* I'm just getting out of jail my family help when they could

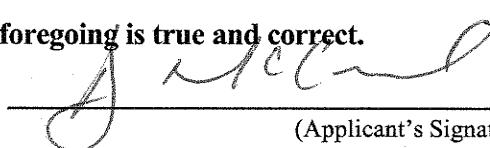
10. List all of the people who are in your household and state the amount of money each one contributes to household expenses each month: My financial "Measha Kinsky & Her Son Alston Carter, I don't know the monthly expenses, exp (estimated) 300-600 1000 a month

11. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support: N/A

12. Have you been adjudicated bankrupt within the past ten (10) years? Yes No ✓
If the answer is yes, please include the court and date of filing _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 12/18/18
(Date)


(Applicant's Signature)

PRISON CERTIFICATION SECTION

(Required for Prisoner Requests Only; Prisoner Requests Must Have This Section Completed By Prison Official)

I certify that the movant has the sum of \$ _____ on account to his/her credit at the _____ Correctional Facility where s/he is currently confined.

I further certify that the movant has the following securities to his/her credit according to the institution's records: _____

I further certify that the movant's average account balance was \$ _____ during the last six months.

Signature of Authorized Officer of Institution

Print Name of Authorized Officer of Institution